Notice of Allowability	Application No.	Applicant(s)		
	09/982,502	BOYD ET AL.		
	Examiner	Art Unit		
	DAVID J. ISABELLA	3738		
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included nerewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.				
1. X This communication is responsive to 8/4/2005.				
2. X The allowed claim(s) is/are <u>1-17,19 and 21-25</u> .				
<ul> <li>3. Acknowledgment is made of a claim for foreign priority ur</li> <li>a) All b) Some* c) None of the:</li> <li>1. Certified copies of the priority documents have</li> <li>2. Certified copies of the priority documents have</li> <li>3. Copies of the certified copies of the priority do</li> <li>International Bureau (PCT Rule 17.2(a)).</li> <li>* Certified copies not received:</li> </ul>	been received. been received in Application No		tion from the	
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.				
<ol> <li>A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which give</li> </ol>	itted. Note the attached EXAMINER' es reason(s) why the oath or declara	'S AMENDMENT or Nation is deficient.	IOTICE OF	
5. CORRECTED DRAWINGS ( as "replacement sheets") mus  (a) including changes required by the Notice of Draftspers  1) hereto or 2) to Paper No./Mail Date  (b) including changes required by the attached Examiner'  Paper No./Mail Date  Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in the	son's Patent Drawing Review (PTO- s Amendment / Comment or in the C  .84(c)) should be written on the drawin	Office action of	e back) of	
6. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.				
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Attachment(s) 1. ☐ Notice of References Cited (PTO-892)	5. Notice of Informal P	atent Application (PŤ	O-152)	
2. Notice of Draftperson's Patent Drawing Review (PTO-948)		Interview Summary (PTO-413),		
<ol> <li>Information Disclosure Statements (PTO-1449 or PTO/SB/08         Paper No./Mail Date 7/02;5/04;1/04</li> <li>Examiner's Comment Regarding Requirement for Deposit         of Biological Material</li> </ol>	Paper No./Mail Date  3), 7.  Examiner's Amendment/Comment			
	8. 🛛 Examiner's Stateme	8.   Examiner's Statement of Reasons for Allowance		
	9.	9.  Other		
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Application/Control Number: 09/982,502

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## **REASONS FOR ALLOWANCE**

The following is an examiner's statement of reasons for allowance: The Terminal Disclaimer as filed on 8/4/2005 has been effected and the outstanding double patenting rejection is now moot.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DAVID J. ISABELLA whose telephone number is 703-308-3060. The examiner can normally be reached on MONDAY-THURSDAY.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, CORRINE MCDERMOTT can be reached on 571-272-4754. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

DAVID J ISABELLA Primary Examiner Art Unit 3738

DJI 10/12/2005